AN ACT

ENTITLED, An Act to define the theft of certain livestock as grand theft.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

Section 1. That § 22-30A-17 be amended to read as follows:

22-30A-17. Theft is grand theft, if:

(1)   The value of the property stolen exceeds five hundred dollars;

(2)   Repealed by SL 1990, ch 165, § 2.

(3)   Property of any value is taken from the person of another;

(4)   In the case of theft by receiving stolen property, the receiver is a dealer in stolen property,

        the value of the property stolen exceeds five hundred dollars in value; or

(5)   The property stolen is cattle, horses, mules, buffalo, or captive nondomestic elk.

Theft in all other cases is petty theft. Grand theft is a Class 4 felony. Petty theft is divided into two degrees. Petty theft of one hundred dollars or more is in the first degree and is a Class 1 misdemeanor. Petty theft is in the first degree and is a Class 1 misdemeanor if the theft is of money or property of any value less than five hundred dollars belonging to a resident or patient of a hospital, nursing facility, chemical dependency facility, assisted living center, development center, human services center, or any residential facility for the mentally ill, mentally retarded, or developmentally disabled and if the theft is committed by an employee of the facility. Otherwise petty theft of less than one hundred dollars is in the second degree and is a Class 2 misdemeanor.

An Act to define the theft of certain livestock as grand theft.

=============================

I certify that the attached Act originated in the

HOUSE as Bill No. 1072

_____
                         Chief Clerk
=============================

_____
                  Speaker of the House

Attest:

_____
                         Chief Clerk

_____
                President of the Senate

Attest:

_____
                Secretary of the Senate

House Bill No. 1072
File No. _____
Chapter No. _____

=============================

Received at this Executive Office this _____ day of _____ ,

20____ at _____ M.

By _____
                          for the Governor
=============================

The attached Act is hereby approved this _____ day of _____ , A.D., 20___

_____
                              Governor
=============================
STATE OF SOUTH DAKOTA,
                                        ss.
Office of the Secretary of State

Filed _____ , 20___ at _____ o'clock __ M.

_____
                       Secretary of State

By _____
                   Asst. Secretary of State